

GENERAL EXCHANGE TARIFF
PSCK NO. 3

CINCINNATI BELL TELEPHONE COMPANY

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CONNECTION WITH CERTAIN CUSTOMER-OWNED FACILITIES

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CONNECTION WITH CERTAIN CUSTOMER-OWNED FACILITIES

A. GENERAL

1. Equipment or facilities owned by the customer may under certain conditions be connected with facilities of the Telephone Company as provided herein.
2. The customer indemnifies and saves the Telephone Company harmless against claims for libel, slander or infringement of copyright arising from the material transmitted over its facilities; against claims for infringement of patents arising from combining with, or using in connection with, facilities of the Telephone Company, apparatus and systems of the customer; and against all other claims arising out of any act or omission of the customer in connection with the facilities provided by the Telephone Company.
3. The facilities of the customer shall be so designed, constructed, maintained and used as to operate satisfactorily, in the judgment of the Telephone Company, in conjunction with the facilities of the Telephone Company.
4. The customer shall take all reasonable precautions to insure that the facilities of the customer connected with the facilities furnished by the Telephone Company shall not cause hazard to nor interference with the facilities and service of the Telephone Company. Upon notice from the Telephone Company that the facilities of the customer are causing or are liable to cause hazard or interference, the customer shall make such changes as are necessary to remove or prevent such hazard or interference. In case such customer refuses or neglects to make such changes as are necessary to remove or prevent such hazard or interference, the Telephone Company shall have the right to disconnect its facilities and terminate the service.
5. The Telephone Company will not be responsible for any loss or damage, nor for any impairment or failure of the service, arising from or in connection with the use of customer-owned equipment or facilities and not caused solely by the negligence of the Telephone Company.
6. Reserved (T)

B. RESERVED

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C. RESERVED

Issued: August 24, 1979

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CONNECTION WITH CERTAIN CUSTOMER-OWNED FACILITIES

E. CONNECTION WITH CUSTOMER-PROVIDED TERMINAL EQUIPMENT EMPLOYED FOR PUBLIC ANNOUNCEMENT SERVICE

1. GENERAL

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Customer-provided terminal equipment employed for Public Announcement Service may be used in connection with the facilities of the Telephone Company subject to the following conditions:

- a. Connection of customer-provided terminal equipment employed for Public Announcement Service with the facilities of the Telephone Company for the transmission of prerecorded messages shall be as provided for in Section 2 of this tariff.
- b. (Reserved)
- c. Customer-provided terminal equipment employed for Public Announcement Service may be connected with facilities of the Telephone Company only when and for so long as the customer furnishes a sufficient quantity of equipment and subscribes to adequate telephone facilities to handle the volume of telephone calls received without interfering with any of the services offered by the Telephone Company. In the event that the use of customer-provided equipment causes significant interference, the Telephone Company shall have the right to discontinue service without prior notification to the customer.

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E. CONNECTION WITH CUSTOMER-PROVIDED TERMINAL EQUIPMENT EMPLOYED FOR PUBLIC ANNOUNCEMENT SERVICE (Continued)

1. GENERAL (Continued)

- d. The magnitude and character of the electrical signals delivered to the Telephone Company equipment from customer-provided equipment and the operation and maintenance of such customer-provided equipment shall be such as not to interfere with any of the services offered by the Telephone Company. The customer-provided equipment shall operate in such a manner as to avoid hazard or damage to Telephone Company plant or injury to Telephone Company employees or customers because of the character or location of the customer-provided equipment and of sources of power to which it is connected. Upon notice from the Telephone Company that the equipment of the customer is causing or is likely to cause hazard or interference, the customer shall make changes as may be necessary to remove or prevent such hazard or interference.
- e. Public Announcement Service employing customer-provided terminal equipment will be furnished only where facilities are available and only when the provider contracts for as many Public Announcement Service Access Lines as may be required to adequately serve all calls. The Telephone Company reserves the right to evaluate the effect on facilities usage of Public Announcement Services which may result in long holding times and create equipment blockage in the central office.

2. Responsibility of the Telephone Company

- a. Telephone service furnished by the Telephone Company is not represented as adapted to the transmission of prerecorded messages. The use of customer-provided terminal equipment employed for Public Announcement Service in connection with the facilities of the Telephone Company is permitted only on the condition that the liability of the Telephone Company for damages arising out of mistakes, omissions, interruptions, delays, or errors or defects in transmission, or failures or defects in the Telephone Company equipment occurring in the course of furnishing service and not caused by the negligence of the customer, or of the Telephone Company in failing to maintain proper standards of maintenance and operation and to exercise reasonable supervision, shall in no event exceed an amount equivalent to the proportionate charge to the customer for the period of service during which such mistake, omission, interruption, delay, or error or defect in transmission, or failure or defect in the Telephone Company equipment occurs.

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E. CONNECTION WITH CUSTOMER-PROVIDED TERMINAL EQUIPMENT EMPLOYED FOR PUBLIC ANNOUNCEMENT SERVICE (Continued)

3. Obligation of the Customer

- a. The customer is responsible for obtaining all necessary permission, licenses, written consents, waivers and releases and all other rights from all persons whose statements or performance are used in connection with the Public Announcement service, and from all holders of copyrights, trademarks and patents used in connection with said service.
- b. The customer shall be liable for, and shall indemnify, protect, defend and save harmless the Telephone Company against all suits, actions, claims, demands and judgments, of all costs, expenses and counsel fees incurred on account thereof, arising out of and resulting directly or indirectly from the Public Announcement Service or in connection therewith, including but not limited to, any loss, damage, expense, or liability resulting from any infringement or claim of infringement, of any patents, trademark, copyright, or resulting from any claim of libel or slander, or any other claims related to the content of the program material.
- c. The customer assumes all financial responsibility including other specific rates and charges under tariff for all costs involved in providing Public Announcement Service including, but not limited to, the recorder-announcement equipment, producing the recordings, advertising and promotional expenses.
- d. The customer has exclusive responsibility and control over the content, quality and characteristics of speech used in the recording. The Telephone Company assumes no liability for the quality of, defects in, or contents of the recording. The customer shall exclude from the message or announcement any matter, the dissemination of which is prohibited by law. In the event that the contents of the customer's message or announcement are found to be unlawful by any appropriate law enforcement or regulatory agency, the Telephone Company reserves the right to refuse service or to terminate service upon receipt of an order from that agency so directing.

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E. CONNECTION WITH CUSTOMER-PROVIDED TERMINAL EQUIPMENT EMPLOYED FOR PUBLIC ANNOUNCEMENT SERVICE (Continued)

4. Rates

- a. When Customer-Provided Terminal equipment employed for Public Announcement Service is connected to facilities of the Telephone Company the following rates apply:

	<u>Monthly Rate</u>	<u>USOC</u>	
(1) Public Announcement Service Access Line	Apply same rates, regulations and charges as specified in the Exchange Rate Tariff for Flat Rate Non-Residence Individual Line with the hunting feature.		(T) (T)
(2) Network Surcharge (Note 1) (per Public Announcement Service Access Line)	\$ 9.36	SUR	

Note 1: Network Surcharge does not apply where the customer subscribes to more than five Public Announcement Service Access Lines.

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G. RESERVED

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H. RESERVED

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J. U. S. GOVERNMENT EXECUTIVE DEPARTMENTS AND AGENCIES

1. Except as otherwise provided in 2. following, Equipment of a Department or Agency of the Executive Branch of the U. S. Government used for the purpose of disguising or concealing the contents or meaning of communications may be connected to Telephone Company station equipment, or to Telephone Company facilities in lieu of such station equipment, subject to the regulations and conditions stated below:
 - a. The head of the Department or Agency whose equipment is to be connected, or his authorized representative, shall notify the Telephone Company in writing that such connection is necessary to safeguard official information which requires protection in the interests of national defense, or other confidential official information disclosure of which to unauthorized persons would be detrimental to the public interest.
 - b. The connection may be made by means of connecting equipment or arrangements furnished by the Telephone Company.
2. Effective January 1, 1980, new installations of or additions to customer-provided terminal equipment and communications systems subject to Part 68 of the Federal Communications Commission's Rules and Regulations, connected to the telecommunications network in accordance with 1. preceding, must conform with Part 68 of the Federal Communications Commission's Rules and Regulations.

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